



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Hirohito HIRATA et al.

Group Art Unit: 1795

Application No.: 10/753,362

Examiner: K. MAYEKAR

Filed: January 9, 2004

Docket No.: 118289

For: AN EXHAUST GAS PURIFYING APPARATUS

APPLICANTS' SEPARATE RECORD OF TELEPHONE INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

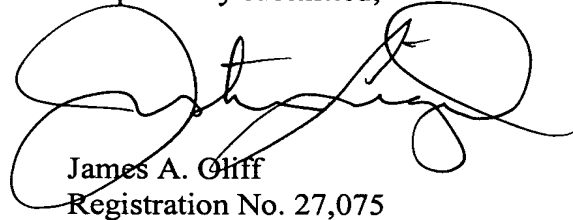
Applicants appreciate the courtesies shown to Applicants' representative by Examiner Mayekar during the February 21, 2008 telephone interview. The following is Applicants' separate record of the telephone interview.

Applicants received an Office Action dated February 12, 2008 indicating that the Response to Election of Species Requirement (Response) filed December 3, 2007 is non-responsive to the October 1, 2007 Election of Species Requirement. Applicants' representative contacted Examiner Mayekar by telephone on February 21, 2008 to traverse the Office Action's assertion that the December 3 Response was not responsive. Specifically, the December 3 Response properly elected an alleged species (species i) and identified the claims (1-16) readable on the elected species. Applicants did not elect species ii, iv, or v, and did not indicate that claims other than claims 1-16 read on the elected species.

During the telephone interview on February 21, 2008 with Justin T. Lingard and David Kemeny, Examiner Mayekar acknowledged that the December 3 Response to Election

of Species Requirement was responsive, that the Office Action mailed February 12, 2008 was not proper, and agreed to withdraw the February 12 Office Action. Further, Examiner Mayekar indicated that he would send Applicants' undersigned representative an Interview Summary indicating that Applicants have elected species i, and that claims 1-16 read on the elected species, and claim 1 is generic to all species.

Respectfully submitted,



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Justin T. Lingard
Registration No. 61,276

JAO:JTL/jls

Date: February 22, 2008

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